



**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

SECURITIES AND EXCHANGE
COMMISSION,
Plaintiff,

vs.

CMKM DIAMONDS, INC., URBAN
CASAVANT, JOHN EDWARDS,
GINGER GUTIERREZ, JAMES
KINNEY, ANTHONY TOMASSO,
KATHLEEN TOMASSO, 1ST
GLOBAL STOCK TRANSFER LLC,
HELEN BAGLEY, NEVWEST
SECURITIES CORPORATION,
DARYL ANDERSON, SERGEY
RUMYANTSEV, ANTHONY
SANTOS, and BRIAN DVORAK,

Defendants.

Case No. 2:08-cv-00437-LRH-RJJ

**FINAL JUDGMENT OF PERMANENT INJUNCTION AND
OTHER RELIEF AGAINST DEFENDANTS 1st GLOBAL STOCK
TRANSFER, LLC, HELEN BAGLEY, SERGEY RUMYANTSEV AND
BRIAN DVORAK**

1
2 By Order issued July 25, 2011 (Docket No. 181), the Court granted the
3 Motion by Plaintiff Securities and Exchange Commission for Summary Judgment
4 Against Defendants 1st Global Stock Transfer, LLC, Helen Bagley, Sergey
5 Rummyantsev and Brian Dvorak. Accordingly:

6 I.

7 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that
8 Defendants 1st Global Stock Transfer, LLC, Helen Bagley, Sergey Rummyantsev
9 and Brian Dvorak and Defendants' agents, servants, employees, attorneys, and all
10 persons in active concert or participation with them who receive actual notice of
11 this Final Judgment by personal service or otherwise are permanently restrained
12 and enjoined from violating Section 5 of the Securities Act, 15 U.S.C. § 77e, by,
13 directly or indirectly, in the absence of any applicable exemption:

- 14 (a) Unless a registration statement is in effect as to a security, making use
15 of any means or instruments of transportation or communication in
16 interstate commerce or of the mails to sell such security through the
17 use or medium of any prospectus or otherwise;
- 18 (b) Unless a registration statement is in effect as to a security, carrying or
19 causing to be carried through the mails or in interstate commerce, by
20 any means or instruments of transportation, any such security for the
21 purpose of sale or for delivery after sale; or
- 22 (c) Making use of any means or instruments of transportation or
23 communication in interstate commerce or of the mails to offer to sell
24 or offer to buy through the use or medium of any prospectus or
25 otherwise any security, unless a registration statement has been filed
26 with the Commission as to such security, or while the registration
statement is the subject of a refusal order or stop order or (prior to the

1 effective date of the registration statement) any public proceeding or
2 examination under Section 8 of the Securities Act, 15 U.S.C. § 77h.

3 **II.**

4 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that
5 Defendants 1st Global Stock Transfer, LLC, Helen Bagley, Sergey Rumyantsev
6 and Brian Dvorak are liable for disgorgement representing profits gained as a
7 result of their violations, together with prejudgment interest thereon. The
8 defendants are liable for the following amounts:

- 9 a. Dvorak shall pay disgorgement of \$318,843 and prejudgment
10 interest thereon of \$90,795.31, for a total of \$409,638.11 in
11 disgorgement and prejudgment interest;
12
13 b. Bagley and 1st Global shall, jointly and severally, pay
14 disgorgement of \$302,500 and prejudgment interest thereon of
15 \$145,547.87, for a total of \$448,047.87 in disgorgement and
16 prejudgment interest; and
17
18 c. Rumyantsev shall pay disgorgement of \$34,552.28 and
19 prejudgment interest thereon of \$13,702.35, for a total of
20 \$48,254.63 in disgorgement and prejudgment interest.

21 Defendants shall satisfy their obligations by paying the above amounts within 14
22 days after entry of this Final Judgment to the Clerk of this Court, together with a
23 cover letter identifying the Defendant as a defendant in this action; setting forth the
24 title and civil action number of this action and the name of this Court; and
25 specifying that payment is made pursuant to this Final Judgment. Defendants shall
26 simultaneously transmit photocopies of such payments and letters to the
Commission's counsel in this action. By making these payments, Defendants

1 relinquish all legal and equitable right, title, and interest in such funds, and no part
2 of the funds shall be returned to the Defendants. The Clerk shall deposit the funds
3 into an interest bearing account with the Court Registry Investment System
4 ("CRIS") or any other type of interest bearing account that is utilized by the Court.
5 These funds, together with any interest and income earned thereon (collectively,
6 the "Fund"), shall be held in the interest bearing account until further order of the
7 Court. In accordance with 28 U.S.C. § 1914 and the guidelines set by the Director
8 of the Administrative Office of the United States Courts, the Clerk is directed,
9 without further order of this Court, to deduct from the income earned on the money
10 in the Fund a fee equal to ten percent of the income earned on the Fund. Such fee
11 shall not exceed that authorized by the Judicial Conference of the United States.
12 The Commission may propose a plan to distribute the Fund subject to the Court's
13 approval. Defendants shall pay post-judgment interest on any delinquent amounts
14 pursuant to 28 U.S.C. § 1961.

15 III.

16 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that
17 Defendants Helen Bagley, Sergey Rummyantsev and Brian Dvorak are permanently
18 barred from participating in an offering of penny stock, including engaging in
19 activities with a broker, dealer, or issuer for purposes of issuing, trading, or
20 inducing or attempting to induce the purchase or sale of any penny stock. A penny
21 stock is any equity security that has a price of less than five dollars, except as
22 provided in Rule 3a51-1 under the Exchange Act, 17 C.F.R. 240.3a51-1.

23 IV.

24 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that this
25 Court shall retain jurisdiction of this matter for the purposes of enforcing the terms
26 of this Final Judgment.

V.

There being no just reason for delay, pursuant to Rule 54(b) of the Federal Rules of Civil Procedure, the Clerk is ordered to enter this Final Judgment forthwith and without further notice.

Dated: this 1st day of August, 2011.



LARRY R. HICKS
UNITED STATES DISTRICT JUDGE